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John P. Ward
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Seventh Floor
12400 Wilshire Boulevard
Los Angeles CA 90025-1026

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MAY 23 2006

OFFICE OF PETITIONS

In re Application of	:	
Grawrock	:	
Application No. 10/028,894	:	ON PETITION
Filed: December 17, 2001	:	
Attorney Docket No. 42390.P13483	:	
For: CONNECTING A VIRTUAL TOKEN	:	
TO A PHYSICAL TOKEN	:	

This is a decision on the petition under 37 CFR 1.181, filed March 22, 2006 (certificate of mailing date January 20, 2006) to withdraw the holding of abandonment.

The petition under 37 CFR 1.181 is **GRANTED**.

The Office contended that the above-identified application became abandoned for failure to submit the issue fee in response to the November 9, 2005 Notice of Allowance and Fee(s) Due, which set a three month period for reply. No reply being received, the Office contended that this application became abandoned on February 10, 2006. The filing of the instant petition precedes the mailing of A Notice of Abandonment.

Petitioner alleges that the November 9, 2005 Notice not received.

The showing required to establish non-receipt of an Office communication must include:

1. A statement from the practitioner stating that the Office communication was not received by the practitioner and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received.
2. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.¹

¹ See notice entitled "Withdrawing the Holding of Abandonment When Office Actions Are Not Received," 1156 O.G. 53 (November 16, 1993).

Petitioner has proven nonreceipt. The petition is granted.

After the mailing of this decision, the application will be returned to Technology Center AU 2134 for the re-mailing of the November 9, 2005 Notice of Allowance and Fee(s) Due and Notice of Allowability with a new period for response.

Telephone inquiries may be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, appearing to read "E. Shirene Willis".

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions